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JUL 28 2004  
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/616,308

07/09/2003

Michael R. Kamarauskas

A3-180 US

1856

23683

7590

05/26/2004

MOLEX INCORPORATED  
2222 WELLINGTON COURT  
LISLE, IL 60532

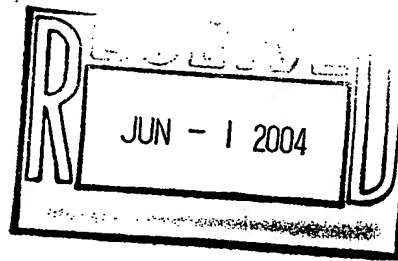
EXAMINER

PRASAD, CHANDRIKA

ART UNIT PAPER NUMBER

2839

DATE MAILED: 05/26/2004



Please find below and/or attached an Office communication concerning this application or proceeding.

AM 240  
DOCKET  
Case No. : A3-180 US  
Serial No. :                       
ITEM : Amendment  
DATE DUE 8-26-04

JS



## Office Action Summary

**Application No.**

10/616,308

**Applicant(s)**

KAMARAUSKAS ET AL.

**Examiner**

Chandrika Prasad

**Art Unit**

2839

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 09 July 2003.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-33 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-33 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |                                                                                                    |                                                                             |
|----------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)                        | 4) <input type="checkbox"/> Interview Summary (PTO-413)                     |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)               | Paper No(s)/Mail Date. _____                                                |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date <u>7/9/03</u> .                                                              | 6) <input type="checkbox"/> Other: _____                                    |

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## DETAILED ACTION

### *Information Disclosure Statement*

1. The information disclosure statement filed with the application recites a patent number 6344715, which is not relevant to this application and has not been considered. The name (So et al.), date (1-12-020 and class/subclass does not match with the patent number.

### *Claim Rejections - 35 USC § 102*

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

3. Claims 1-5, 8-11, 13-16, 18-20, 23, 26 and 29-30 are rejected under 35 U.S.C. 102(b) as being anticipated by Underwood et al (5737464).

Underwood (Figures 1-7) shows an optical fiber module having a housing with a first end 22 and a second end 22; an optical fiber extending through a passageway in the housing; and the two ends of the housing mating with an internal and external assembly (not shown). The housing has an internal portion with first end and second end and an external portion with a first end and a second end and an intermediate portion with a first end and a second end joined together by clips 34. Figures 3-4 show a spacer 92 as an intermediate portion made integral with the end portions. Ferrules 14 are placed at least partially within the spacer. The intermediate portion has flanges at two sides made integral with end walls of the internal and external portion. Underwood shows a sleeve 20 with a portion positioned on an internal ferrule and a portion positioned on an external ferrule. The

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flange and end walls of the internal and external portion define a mounting aperture.

Underwood further shows a mounting panel formed by end walls of two portions 32.

4. Claims 32-33 are rejected under 35 U.S.C. 102(b) as being anticipated by Roth (6079881).

Roth (Figure 2) shows a shutter 36 with a thumb latch for covering a plurality of passageways of an optical fiber module.

***Claim Rejections - 35 USC § 103***

5. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

6. Claims 12, 21-22, 27 and 31 are rejected under 35 U.S.C. 103(a) as being unpatentable over Underwood et al. (5737464).

Underwood shows all the features of these claims as described in Paragraph 2 above except sizes of the end wall and the flanges, the spacer to float in the passageway and a plurality of passageways. The instant invention does not provide any reasons or specific problem to be solved by these features. These features are well known in the art of optical fiber connectors. It would have been obvious to one having ordinary skill in the art at the time of the instant invention to provide these features to Underwood's optical module because these would require a mere change in size, a duplication and relation of an essential part which involve only routine skill in the art.

7. Claims 6-7, 17, 24, 25 and 28 are rejected under 35 U.S.C. 103(a) as being unpatentable over Underwood et al. (5737464).

Underwood shows all the features of these claims as described in Paragraph 2 above except sizes of the end wall and the flanges, the spacer to float in the passageway and a plurality of passageways. The instant invention does not provide any reasons or specific problem to be solved by these features. These features are well known in the art of optical fiber connectors. It would have been obvious to one having ordinary skill in the art at the time of the instant invention to provide these features to Underwood's optical module because these would require a mere change in size, a duplication and relation of an essential part which involve only routine skill in the art.

***Conclusion***


8. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Lu (6296398), Underwood (5359688).

***Contact Information***

9. Any correspondence to this action may be mailed to:

**Commissioner for Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Chandrika Prasad at (571) 272-2099. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor can be reached at (571) 272-2800 ext 39. The fax number is (703) 872-9306.

  
Chandrika Prasad  
Primary examiner  
May 23, 2004



# Notice of References Cited

Application/Control No.

10/616,308

Applicant(s)/Patent Under

Reexamination

KAMARAUSKAS ET AL.

Examiner

Chandrika Prasad

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## U.S. PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
	A	US-5,359,688	10-1994	Underwood, David T.	385/70
	B	US-6,079,881	06-2000	Roth, Richard F.	385/76
	C	US-6,296,398	10-2001	Lu, Liang-Ju	385/60
	D	US-5,737,464	04-1998	Underwood et al.	385/72
	E	US-			
	F	US-			
	G	US-			
	H	US-			
	I	US-			
	J	US-			
	K	US-			
	L	US-			
	M	US-			

## FOREIGN PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
	N					
	Q					
	P					
	Q					
	P					
	S					
	T					

## NON-PATENT DOCUMENTS

*		Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)
	U	
	V	
	W	
	X	

\*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)  
Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.